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Attorney Docket No. BERL-020/04US

PATENT

1033 U.S. PTO
09/841321
04/23/01

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Date: 23 Apr 01 By: Vladimir Skliba

Vladimir Skliba

**Box Patent Application
Commissioner for Patents
Washington, D.C. 20231**

**NEW CONTINUATION/DIVISIONAL PATENT APPLICATION
TRANSMITTAL UNDER 37 C.F.R. §1.53(b)**

This is a request for filing a [X] continuation [] divisional application under 37 C.F.R. §1.53(b) of pending Patent Application No. 09/258,723 filed on February 26, 1999, entitled INJECTABLE IMPLANTS FOR TISSUE AUGMENTATION AND RESTORATION, by the following named inventor:

(a) Full Name: Dan W. URRY

[x] This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. §1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application:

(a) Full Name: Timothy M. PARKER

(b) Full Name: Paul A. GLAZER

1. Enclosed are:

[x] A revised copy of U.S. Patent Application No. 09/258,723, filed February 26, 1999, entitled INJECTABLE IMPLANTS FOR TISSUE AUGMENTATION AND RESTORATION, including:

- [x] 54 pages of description (before the claims);
- [x] 10 pages of claims (75 total claims; 8 independent claims);
- [x] One (1) Sheet of Abstract;
- [x] 6 sheets of drawing(s) including Figures 1-10; and
- [x] unexecuted oath or declaration.

[x] The copy of the prior application has been revised to include paragraph numbering. No new matter has been added to the revised application.

[x] Preliminary Amendment

[x] Formal Drawings

[x] Nucleotide and/or Amino Acid Sequence Submission

- [x] Computer Readable Form (CRF)
- [x] Specification Sequence Listing on:
 - [x] 3 1/2" floppy disk; and
 - [x] paper
- [x] The content of the copy in computer readable form is identical to the content of the paper copy of the "Sequence Listing." This submission includes no new matter.

[x] Petition to Make Special

[x] Return postcard

2. [x] This application is a continuation application of Application No. 09/258,723, filed February 26, 1999; which claims the benefit of US Provisional Application No. 60/076,297, filed on February 27, 1998 and US Provisional Application No. 60/087,155 filed on May 29, 1998, the entire content of which is hereby incorporated by reference.

3. [x] Cancel in this application original claims 35-75 of the prior application before calculating the filing fee.

4. The filing fee has been calculated as follows [x] and in accordance with the enclosed preliminary amendment:

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$710.00
Total Claims	34	- 20 =	14	x \$18.00	\$252.00
Independent Claims	2	- 3 =	0	x \$80.00	
If multiple dependent claims are presented, add \$270.00					
Total Application Fee					\$710.00
If an Assertion of Entitlement to Small Entity Status is enclosed, subtract 50% of Total Application Fee					
Other fees: Fee for a Petition to Make Special under §1.17(h)					\$130.00
TOTAL FEE DUE					\$1092.00

[x] Check No. 14243 in the amount of \$1092.00 for the total fee is attached.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

5. The Power in the prior application is to .

- The Power appears in the original papers in the prior application.
- The Power is enclosed.
- Please direct all future correspondence concerning this application to:

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Palo Alto, CA 94306-2155
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Respectfully submitted,
COOLEY GODWARD LLP

By: Shelley P. Eberle
Shelley P. Eberle
Reg. No. 31,411

- inventor(s)
- assignee of complete interest
- attorney or agent of record
- filed under 37 C.F.R. §1.34(a)